

February 6, 1981

LB 8, 10, 109, 143,
188, 234, 336A.

March 9. Your Committee on Constitutional Revision gives notice for February 26 and 27 of hearing. (See page 460 of the Journal.)

New bill, LB 336A, by Senator Koch. (Read title for the first time as found on page 460 of the Journal.)

Mr. President, I have a report of Registered Lobbyists for January 30 through February 5. (See pages 460 and 461 of the Legislative Journal.)

Your Committee on Business and Labor whose Chairman is Senator Maresh to whom was referred LB 188 instructs me to report the same back to the Legislature with the recommendation it be advanced to General File; 234 to General File. (Signed) Senator Maresh.

Your Committee on Public Works whose Chairman is Senator Kremer to whom was referred LB 10 reports the same back to the Legislature with the recommendation it be advanced to General File; LB 8 to General File with amendments; and LB 109 to General File with amendments. (Signed) Senator Beutler as Vice Chair. (See pages 461 and 462 of the Legislative Journal.)

SENATOR CLARK: We will now take up LB 143. The Clerk will read.

CLERK: Mr. President, LB 143 was introduced by Senator Chambers. (Read title). The bill was read on January 14. It was referred to the Public Works Committee for public hearing. It was advanced to General File. There are committee amendments pending, Mr. President.

SENATOR CLARK: Senator Beutler, do you want to take the committee amendments?

SENATOR BEUTLER: Mr. Speaker, members of the Legislature, we are now dealing with Senator Chambers' proposal to raise the Interstate speed limit from 55 to 65 miles per hour. Basically, that is the only thing that Senator Chambers' bill did in its original form. The committee...the majority of the committee saw fit to propose three amendments. The first amendment would reduce the increase from 65 to 60. In other words, the proposal then with the committee amendment would be increase the speed limit from 55 to 60 miles an hour instead of 65 as proposed by Senator Chambers. In conjunction with that suggestion, the committee adopted a second amendment which would eliminate the

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LB 336, 336A

CLERK: Mr. President, Senator Stoney moves to amend LB 336.

PRESIDENT: Read the amendment.

CLERK: (Read Stoney amendment offered on page 484, Legislative Journal.)

PRESIDENT: Senator Stoney.

SENATOR STONEY: Mr. President, members of the Legislature, once again for any that weren't here, what we are doing with this amendment is to add the sunset provision. There will be funding for this program through December 31, 1983. I think it provides the Legislature with some oversight subsequently and I think that is a rational approach to take. I would recommend the amendment to you. Thank you.

PRESIDENT: Any further discussion on the Stoney amendment? If not, Senator Stoney, I guess that is your close, too. The question is the adoption of the Stoney amendment to LB 336. All those in favor vote aye, opposed vote nay. Have you all voted? Record the vote.

CLERK: 31 ayes, 1 nay, Mr. President, on the adoption of Senator Stoney's amendment.

PRESIDENT: Motion carries. The Stoney amendment is adopted. Now, Senator Koch, is there anything further?

SENATOR KOCH: Mr. President, I move for the advancement of LB 336 as amended to E & R Initial.

PRESIDENT: All right, motion then to advance LB 336 to E & R. Any further discussion? All those in favor signify by voting aye, opposed nay. Record the vote.

CLERK: 36 ayes, 0 nays on the motion to advance the bill, Mr. President.

PRESIDENT: The motion carries and LB 336 is advanced to E & R Initial. We go to LB 336A.

CLERK: Mr. President, LB 336A is offered by Senator Koch. (Read title.) It was referred directly to General File, Mr. President.

PRESIDENT: The Chair recognizes Senator Koch.

SENATOR KOCH: Mr. President, I move for the advancement of 336A to E & R Initial.

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LB 336A, 33

PRESIDENT: Any further discussion on LB 336A? If not, that will constitute the opening and the closing. All those in favor signify by saying aye, opposed nay. Record the vote.

CLERK: 32 ayes, 0 nays, Mr. President, on the motion to advance the A bill.

PRESIDENT: Motion carries. LB 336A is advanced to E & R Initial. The next bill is LB 33.

CLERK: Mr. President, LB 33 is offered by Senator Vickers. (Read title.) The bill was read on January 8 and referred to Urban Affairs. It was advanced to General File. There are no committee amendments pending, Mr. President. I do have one from Senator Beutler, however.

PRESIDENT: Senator Vickers, you may explain the bill at this time.

SENATOR VICKERS: Mr. President and members, first of all, on the agenda there is a slight mistake. In order to clarify it in anybody's mind, this is to allow villages and cities of the second class to sell public property at public auction, not rural property at public auction as it says in the agenda. I was afraid that somebody might think that our towns would start selling our farms or something and that was a mistake in printing. The intention of LB 33 is to clarify the statutes that the villages and cities of the second class operate right now under as far as disposing of public property is concerned. It sets up a system whereby they can dispose of their property at public auction rather than at a conveyance. The problem that the present system has is that even though the city board might operate in very good fashion, they think they have the top offer from an individual and agree to sell at that price, and then along comes somebody later on and says, you know, I would have paid you a little bit more and it opens up a lot of questions as to perhaps favoritism within the city fathers, and even though it probably is not the case. It just seems to me that this is a more reasonable way of doing it, allowing them to sell it at a public auction. You will notice that the village or city does still have the option of setting a minimum price so that there will be not a system set up where they would actually wind up practically giving away some property if the auction was held on a nice, sunshiny day like today, perhaps. I think you will notice there wasn't any opposition to this. As I say, it clarifies the language in the statutes and makes it what would seem to me to be a more reasonable approach to allowing these small communities to dispose of

February 12, 1981

SPEAKER MARVEL PRESIDING

SPEAKER MARVEL: Monsignor Charles J. Keenan of the Blessed Sacrament Parish, Lincoln, Nebraska.

MONSIGNOR KEENAN: Prayer offered.

SPEAKER MARVEL: Roll call. Will you please record your presence. Have you all recorded your presence? Record the vote.

CLERK: There is a quorum present, Mr. President.

SPEAKER MARVEL: Do you have some items to read into the record?

CLERK: Yes, sir, I do. Mr. President, your committee on Enrollment and Review respectfully reports that we have carefully examined and reviewed LB 336 and recommend that same be placed on Select File with amendments; 336A Select File; 33 Select File; 96 Select File; 31 Select File, 214 Select File, 120 Select File and 85 Select File with amendments, (Signed) Senator Kilgarin, Chair. (See pages 512-513 of the Legislative Journal.)

Mr. President, your committee on Banking, Commerce and Insurance whose chairman is Senator DeCamp to whom is referred LB 195 instructs me to report the same back to the Legislature with the recommendation it be advanced to General File with amendments; 272 General File with amendments; 273 General File with amendments and 355 General File with amendments, (Signed) Senator DeCamp, Chair. (See pages 512-514 of the Legislative Journal.)

Mr. President, your committee on Enrollment and Review respectfully reports we have carefully examined and engrossed LB 14 and find the same correctly engrossed; 18, 41, 51, 64, 65 and 121 all correctly engrossed.

And finally, Mr. President, I have a lobby registration report covering the week of February 6 through February 11, 1981. (See page 515 of the Journal.)

SPEAKER MARVEL: Okay, we will go to item #4, introduction of new bills.

CLERK: Mr. President, Senator Nichol moves to suspend Rule 5, Section 5 so as to permit the introduction of Request 889 by himself.

SPEAKER MARVEL: Senator Nichol.

February 17, 1981

LB 33, 336, 336A

but I would suggest to you that you take a look at the worksheet and see the number of bills that are resting peacefully and we are either going to have to stir them up or bury them, one of the two. And so it is all right but let's try to hold this to a minimum.

PRESIDENT: All right, we will proceed then with the next bill on Select File, LB 336. Mr. Clerk.

CLERK: There are E & R, yes.

PRESIDENT: The Chair recognizes Senator Kilgarin.

SENATOR KILGARIN: I move the E & R amendments to LB 336.

PRESIDENT: The motion before the House is the adoption of the E & R amendments on LB 336. Any discussion? All those in favor of the E & R amendments signify by saying aye. Opposed nay. The E & R amendments on LB 336 are adopted. Senator Kilgarin.

SENATOR KILGARIN: I move LB 336 be advanced to E & R for Engrossment.

PRESIDENT: Motion to advance LB 336 to E & R for Engrossment. Any discussion? All those in favor signify by saying aye. Opposed nay. LB 336 is advanced to E & R for Engrossment.

CLERK: Nothing on 336A, Senator.

PRESIDENT: LB 336A. Senator Kilgarin.

SENATOR KILGARIN: I move LB 336A be advanced to E & R for Engrossment.

PRESIDENT: Motion to advance LB 336A to E & R for Engrossment. Any discussion? All those in favor signify by saying aye. Opposed nay. My hearing is not quite so good this early in the morning so I will say that LB 336 is advanced to E & R for Engrossment. Please speak up a little louder so I can hear you a little bit more clearly. Senator Nichol, I would appreciate that. Thank you. Okay, LB 33. Senator Kilgarin.

SENATOR KILGARIN: No amendment.

CLERK: Nothing, Senator.

SENATOR KILGARIN: I move LB 33 be advanced to E & R for Engrossment.

February 18, 1981

LR 15
LB 31, 33, 85, 96, 120, 336,
336A

PRESIDENT LUEDTKE PRESIDING

PRESIDENT: Prayer by the Reverend Rex Bevins, St. Paul Methodist Church.

REVEREND REX BEVINS: Prayer offered.

PRESIDENT: Roll call.

CLERK: Mr. President, Senator Kremer would like to be excused until he arrives; Senator Sieck until he arrives. Mr. President, Senator Labedz and Senator Burrows until they arrive.

PRESIDENT: Senator Lowell Johnson, do you want to press your button showing you are here, please. Senator DeCamp, will you push your button so we can start out. Thank you. Record the presence, Mr. Clerk.

CLERK: There is a quorum present, Mr. President.

PRESIDENT: Quorum being present, are there any corrections to the Journal?

CLERK: I have no corrections, Mr. President.

PRESIDENT: All right, the Journal stands correct as published. Are there any other messages, reports or announcements?

CLERK: Mr. President, first of all Senator Maresh would like to have a meeting of the Business and Labor Committee now underneath the north balcony for just a few minutes. Senator Maresh would like to have a Business and Labor meeting underneath the north balcony now for just a few minutes.

Mr. President, your Committee on Enrollment and Review respectfully reports they have carefully examined and engrossed LB 31 and find the same correctly engrossed; 33, 85, 96, 120, 336, 336A, all correctly engrossed.

Mr. President, LR 15 is ready for your signature.

PRESIDENT: While the Legislature is in session and capable of doing business I propose to sign and do sign LR 15.

CLERK: Mr. President, I have a report from the Accounting and Budgeting Office regarding session employees.

Mr. President, I have an Attorney General's Opinion

May 19, 1981

LB 336, 336A, 360

SPEAKER MARVEL: The bill is declared passed on Final Reading. The Clerk will now read LB 336A. It turned out, Senator Barrett, to be no problem.

CLERK: Read LB 336A on Final Reading.

SPEAKER MARVEL: All provisions of law having been complied with, the question is, shall the bill pass. Those in favor vote aye, those opposed vote no. 336A. Record.

CLERK: 41 ayes, 0 nays, 2 present and not voting, 6 excused and not voting. Vote appears on page 2101 of the Legislative Journal.

SPEAKER MARVEL: The bill is declared passed on Final Reading. Clerk will read LB 360.

CLERK: Mr. President, I have three amendments on the bill. The first is, Senator Schmit, you had one on 1497, I think that is the one you want to withdraw Senator, if I'm not mistaking.

SENATOR SCHMIT: Withdraw that one.

CLERK: All right. Mr. President, the next motion I have is from Senator Carsten. Senator Carsten would move to return the bill for a specific amendment.

SPEAKER MARVEL: The Chair recognizes Senator Carsten.

SENATOR CARSTEN: Mr. President and members of the Legislature, this amendment, and I move to return LB 360 to Select File for a specific amendment. It was brought to me by Senator Warner's office this morning. Senator Warner is at the hospital with his wife this morning and could not be here. However, I have had the explanation of the amendment given to me and will convey that to you on behalf of Senator Warner. This amendment does strike on page 9, lines six through eight, and lines twenty-two and twenty-three, strikes that new matter and does insert, "bus, truck-tractor or a truck with more than two axles, except one registered as a farm truck." Then in line eight after "or" insert "in". Now the purpose of this amendment as has been explained to me is the clarification of what it really means. It had been interpreted two ways and after counselling with Mr. Vitamvas it was his suggestion that this amendment should be inserted for clarification to know exactly what it means. It is for that purpose and with that intent that I submit to you

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LB 243, 165A, 181, 316, 485
322, 336, 336A, 352, 303
412, 459, 459A, 523

they would prefer that it were more restrictive. All I am asking is that we give some kind of a guideline, some kind of direction and that we do it in a manner which is not going to be, I'm sure, restrictive to the operations of the Natural Resource Districts. I would hope that you would advance the bill. Mr. President, again I ask for a Call of the House and a roll call vote.

SPEAKER MARVEL: Shall the House go under Call? All those in favor of that motion vote aye, opposed vote no. Record

CLERK: 15 ayes, 0 nays to go under Call, Mr. President.

SPEAKER MARVEL: The House is under Call. All legislators return to your seats, record your presence. Unauthorized personnel please leave the floor. Sergeant at Arms, we are looking for Senator Newell, Senator Lamb, Senator Haberman, Senator Marsh. We have one excused. Senator Newell and Senator Marsh. Senator Schmit, okay, call the roll.

CLERK: Roll call vote. 27 ayes, 13 nays, 6 present and not voting, 1 excused and not voting, 2 absent and not voting. Vote appears on page 2111 of the Legislative Journal.

SPEAKER MARVEL: The motion is carried and the bill is advanced.

CLERK: Mr. President, some items to read in. Senator Hefner wants a meeting of the Miscellaneous Subjects Committee in Room 2102 at noon.

Mr. President, your committee on Enrollment and Review respectfully reports they have carefully examined and reviewed LB 412 and recommend the same be placed on Select File, 352 Select File, 523 Select File with amendments all signed by Senator Kilgarin.

Your Committee on Enrollment and Review respectfully reports they have carefully examined and engrossed 316 and find the same correct engrossed and 322 correctly engrossed, (Signed) Senator Kilgarin.

Mr. President, the bills that were read on Final Reading this morning are ready for your signature.

SPEAKER MARVEL: While the Legislature is in session and capable of transacting business I am about to sign and do sign Engrossed LB 181, 165A, 303, re-engrossed LB 336, Engrossed 336A, 459, re-engrossed legislative bill 459A, Engrossed Legislative Bill 485.

May 19, 1981

It is printed, I am sorry. Mr. President, Senator Vickers would like to print amendments to LB 186. (See page 2119 of the Legislative Journal.)

Mr. President, your Enrolling Clerk has presented to the Governor the bills that we read on Final Reading this morning. (Re: LB 181, 165, 165A, 303, 336, 336A, 459, 459A and 485.)

Mr. President, Education offers a hearing notice for confirmation hearings regarding certain gubernatorial appointments.

Mr. President, Senator Vickers would like to print amendments to LB 544. (See pages 2116-2118 of the Legislative Journal.)

And finally, Mr. President, one last thing, Mr. President, Senator DeCamp asks unanimous consent to add his name to LB 134 as cointroducer.

SENATOR CLARK: No objections, so ordered. I think they are trying to find our Sergeant at Arms out there. Walt (Robbie) Robinson is visiting the Legislature today, the former Sergeant at Arms. He is at the back of the Chamber. Welcome, Robbie. We will now take up LB 488.

CLERK: Mr. President, LB 488 was a bill introduced by Senator Goodrich. (Read.) The bill was first read on January 20. It was referred to the Government, Military and Government Affairs Committee. The bill was advanced to General File. There are committee amendments pending by the Government Committee, Mr. President.

SENATOR CLARK: Senator Kahle, the committee amendments.

SENATOR KAHLE: Mr. President and members, I move the committee amendments and the committee amendments do considerable with the bill. LB 488 increases the salaries for constitutional officers for the next...(interruption.)

SENATOR CLARK: (Gavel.) Could we have it a little quiet, please. It is awfully hard to hear up here.

SENATOR KAHLE: LB 488 increases the salaries for constitutional officers for the next four year term of office beginning in January of 1983. The offices are for the Governor, the Lieutenant Governor, Secretary of State, Attorney General, Auditor of Public Accounts and State Treasurer. The bill as introduced set a base salary for each officer plus Section 3